

§ 4915. Authorization of appropriations

There are authorized to be appropriated to the Secretary \$5,000,000 for each of the fiscal years 1993, 1994, and 1995 to carry out this chapter, to remain available until expended.

(Pub. L. 102-440, title I, §116, Oct. 23, 1992, 106 Stat. 2233.)

§ 4916. Relationship to State law

Nothing in this chapter may be construed as precluding the regulation under State law of the sale, transfer, or possession of exotic birds if such regulation—

(1) does not authorize any sale, transfer, or possession of exotic birds that is prohibited under this chapter; and

(2) is consistent with the international obligations of the United States.

(Pub. L. 102-440, title I, §117, Oct. 23, 1992, 106 Stat. 2233.)

**CHAPTER 70—NORTH PACIFIC
ANADROMOUS STOCKS CONVENTION**

Sec.	
5001.	Purpose.
5002.	Definitions.
5003.	United States Commissioners.
	(a) Commissioners.
	(b) Alternate Commissioners.
	(c) United States Section.
	(d) Compensation.
5004.	Advisory Panel.
	(a) Establishment of Panel.
	(b) Qualifications.
	(c) Limitation on service.
	(d) Functions.
	(e) Compensation and expenses.
5005.	Commission recommendations.
5006.	Administration and enforcement of Convention.
	(a) Responsibilities.
	(b) Consultation and cooperation.
5007.	Cooperation with other agencies.
	(a) In general.
	(b) Functions of Secretary of Commerce.
5008.	Enforcement provisions.
	(a) Duties of Secretaries of Commerce and Transportation.
	(b) District court jurisdiction.
	(c) Powers of enforcement officers.
	(d) Additional powers.
5009.	Unlawful activities.
5010.	Penalties.
	(a) Civil penalties.
	(b) Offenses.
	(c) Forfeiture.
5011.	Funding requirements.
	(a) Authorization.
	(b) Research.
5012.	Disposition of property.

§ 5001. Purpose

It is the purpose of this chapter to implement the Convention for the Conservation of Anadromous Stocks in the North Pacific Ocean, signed in Moscow, February 11, 1992.

(Pub. L. 102-567, title VIII, §802, Oct. 29, 1992, 106 Stat. 4309; Pub. L. 102-587, title VIII, §8002, Nov. 4, 1992, 106 Stat. 5098.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this title”, meaning title VIII of Pub. L. 102-567 and

Pub. L. 102-587, which is classified generally to this chapter. For complete classification of title VIII to the Code, see Short Title note below and Tables.

CODIFICATION

Pub. L. 102-567 and Pub. L. 102-587 enacted identical sections.

SHORT TITLE

Section 8001 of title VIII of Pub. L. 102-587 provided that: “This title [enacting this chapter and repealing sections 1021 to 1023, 1025 to 1027, 1029, 1030, and 1032 to 1035 of this title and provisions set out as notes under section 1021 of this title] may be cited as the ‘North Pacific Anadromous Stocks Convention Act of 1992’.”

Section 801 of title VIII of Pub. L. 102-567 provided that: “This title [enacting this chapter and repealing sections 1021 to 1023, 1025 to 1027, 1029, 1030, and 1032 to 1035 of this title and provisions set out as notes under section 1021 of this title] may be cited as the ‘North Pacific Anadromous Stocks Act of 1992’.”

§ 5002. Definitions

As used in this chapter, the term—

(1) “Anadromous stocks” means stocks of species listed in the Annex to the Convention that migrate into the Convention area.

(2) “Anadromous fish” means fish of the species listed in the Annex to the Convention that migrate into the Convention area.

(3) “Authorized officer” means a law enforcement official authorized to enforce this chapter under section 5008(a) of this title.

(4) “Commission” means the North Pacific Anadromous Fish Commission provided for by article VIII of the Convention.

(5) “Convention” means the Convention for the Conservation of Anadromous Stocks of the North Pacific Ocean, signed in Moscow, February 11, 1992.

(6) “Convention area” means the waters of the North Pacific Ocean and its adjacent seas, north of 33 degrees North Latitude,¹ beyond two hundred nautical miles from the baselines from which the breadth of the territorial sea is measured.

(7) “Directed fishing” means fishing targeted at a particular species or stock of fish.

(8) “Ecologically related species” means living marine species which are associated with anadromous stocks found in the Convention area, including, but not restricted to, both predators and prey of anadromous fish.

(9) “Enforcement officer” means a law enforcement official authorized by any Party to enforce this chapter.

(10) “Exclusive economic zone” means the zone established by Proclamation Numbered 5030, dated March 10, 1983. For purposes of applying this chapter, the inner boundary of that zone is a line coterminous with the seaward boundary of each of the coastal States.

(11) “Fish” means finfish, mollusks, crustaceans, and all other forms of marine animal and plant life other than marine mammals and birds.

(12) “Fishing” means—

(A) the catching, taking, or harvesting of fish, or any other activity that can reasonably be expected to result in the catching, taking, or harvesting of fish; or

¹ So in original. Probably should not be capitalized.